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2 Nevada Bar No. 3499  
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5 CROSBY & ASSOCIATES  
6 711 South 8th Street  
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8 Telephone: (702) 382-1007  
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10 Attorneys for Debtor(s)

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15 **UNITED STATES BANKRUPTCY COURT**  
16 **DISTRICT OF NEVADA**

17  
18 In the matter of:  
19 Andrew A. Miller

20 Case No. BK-11-14058-BAM  
21 Chapter 13

22 Debtor(s).

23 Date: August 25, 2011  
24 Time: 2:30 p.m.  
25 Trustee: Kathleen A. Leavitt

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28 **APPLICATION FOR COMPENSATION OF ATTORNEY FEES**  
**AND REIMBURSEMENT OF EXPENSES**

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31 **1. INCORPORATION OF CHAPTER 13 GUIDELINES.**

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33 This application incorporates the Chapter 13 Guidelines for attorney's fees  
34 and reimbursement of expenses.

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36 **2. APPLICANT'S REPRESENTATIONS.**

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38 The undersigned applicant hereby represents:

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1 have a substantial affect on the distribution to general unsecured  
 2 creditors; and  
 3 (e) that, unless otherwise explained below, applicant reasonably  
 4 believes that this is a final application for fees and expenses  
 except for any presently unanticipated legal services which may  
 later be reasonably required.

5 **3. COMPENSATION AND EXPENSES SOUGHT IN THIS APPLICATION:**

6 This application seeks approval of additional compensation in the amount  
 7 of \$1461.00 and reimbursement of expenses in the amount of \$ 38.26 as detailed  
 8 below in the **Affidavit of Attorney in Support of Application For Compensation of**  
**Attorney and Reimbursement of Expenses.** This additional compensation  
 9 represents legal services to strip a lien from one parcel of real property belonging to  
 10 Debtors.

11 **4. NARRATIVE DESCRIPTION OF COMPENSATION SOUGHT IN THIS**  
**APPLICATION:**

12 This Application seeks compensation and expenses for the following:

13 ( XXX ) Motion to Strip Unsecured Lien/Order #1  
 14 ( ) Motion for Valuation of property/vehicle  
 15 ( ) Motion to Modify Plan  
 16 ( ) Motion/Opposition to Motion to lift stay  
 17 ( ) Motion/Opposition to Motion to dismiss

18 **5. TOTAL FEES AND EXPENSES:**

19 The total fees and expenses for post-confirmation services by CROSBY &  
 20 ASSOCIATES sought in this case are as follows:

<u>Fees for Attorney Time:</u>	\$ 1,461.00
<u>Expenses incurred:</u>	\$ 38.26
<u>Additional Fees or Expenses Approved by Court</u>	\$ 0.00
(1) Order Dated _____	-----
<b>Total Fees Requested</b>	<b>\$ 1,499.26</b>

**6. PAID BY DEBTOR:**

The Debtor(s) have paid directly to attorney for Debtor(s) the sum of \$1,200.00 for attorney's fees and costs with a balance owing of **\$ 3,300.00** The Chapter 13 Trustee has paid or will pay all fees and expenses previously ordered by the Court plus fees approved in this application.

The fees sought will not decrease any distribution to creditors, although it may temporarily suspend payment to creditors. Applicant further respectfully requests that fees and costs awarded through this application be paid as an administrative priority claim, that the trustee commence disbursements of the awarded fees immediately upon entry of an Order awarding fees and costs to applicant, and that the trustee continue disbursements until such award of fees and costs is paid in full.

It is the belief of Debtor and Attorney that approval of this fee application will not cause the plan to be unviable. If however, it does appear that approval of this fee application will cause the plan to be unviable, Debtor will submit, with the Order granting this application, an amended plan which will ensure proper distribution to creditors and allow for these requested fees.

The fees applied for in this Fee Application are based on services which were necessary to the administration of, or beneficial towards the completion of, the instant chapter 13 case at the time they were rendered; were performed within a reasonable time commensurate with the complexity, importance, and nature of the problem, issue, or task addressed; and are reasonable based on the customary compensation charged by comparably skilled practitioners in non-bankruptcy cases according to the U.S. Trustee Guidelines and 11 U.S.C. §330(a)(3).

Debtor further requests that LR 9021 be waived in the instant matter.

DATED this 21st day of July, 2011.

## CROSBY & ASSOCIATES

/s/ Troy S. Fox  
DAVID M. CROSBY, ESQ.  
Nevada Bar No. 003499  
Troy S. Fox  
Nevada Bar No. 11127  
711 S. 8th St.  
Las Vegas, Nevada 89101  
Attorneys for Debtor

**AFFIDAVIT OF ATTORNEY IN SUPPORT OF APPLICATION  
FOR COMPENSATION OF ATTORNEY AND REIMBURSEMENT OF EXPENSES**

STATE OF NEVADA }  
COUNTY OF CLARK } ss:

Troy S. Fox, being first duly sworn on oath, deposes and says:

1. I am an attorney duly licensed in the State of Nevada, am authorized to practice before this Court and am legal counsel of record for the Debtor(s) herein.

2. This application is seeking appropriate fees and costs for services provided beyond the basic bankruptcy services. The work, as more fully outlined below, was actually performed by this office:

Conference w/ client to discuss feasibility of lien strip and to review documents required for same.

Conference with Client to review real property appraisal, loan statements for each loan and deed to property to determine ability to strip lien	1.0	\$270
Research proofs of claim, requests for special notice and other sources for appropriate contact information for all interested parties	.5	\$75
Determine appropriate date for hearing from bankruptcy court	.1	\$15
Prepare draft of Motion to Value Debtor's Principal Residence and Avoid Wholly Unsecured Lien	.5	\$75
Attorney review draft of Motion to Value Debtor's Principal Residence and Avoid Wholly Unsecured Lien	.2	\$54
Prepare Notice of Motion to Value Debtor's Non-Principal Residence, coordinate service by certified and regular mail, and provide Notice to all appropriate parties	.3	\$45
Attorney review Final Motion and Notice and sign	.2	\$54
Review file in preparation for court hearing on Motion and as necessary resolve any matter with interested creditors prior to hearing	.5	\$135
Court Appearance	1.0	\$270

1	Prepare draft of order consistent with bench ruling in case at hearing on Motion.	.5	\$75
2	Attorney review draft of order	.2	\$54
3	Prepare final order	.5	\$75
4	Review order and sign	.2	\$54
5	Review order signed by judge and prepare Notice of Entry of Order and coordinate service of the same on all parties	.5	\$75
6	Prepare Application for Compensation; Notice of Hearing w/ Certificate of Mail; Proposed Order	.7	\$112.50
7	Court Appearance	.1	\$22.50
8	<b>TOTAL FOR SERVICES</b>		<b>\$1461.00</b>
9	Copies .10 per page	196	\$ 19.60
10	Postage .44 e/a	16	\$ 7.04
11	Certified mail \$ 5.81 per address	2	\$ 11.62
12	<b>TOTAL FOR EXPENSES</b>		<b>\$ 38.26</b>

14           3. Fees charged for legal services are as follows:

15           Attorney                   \$ 270 per hour  
 16           David M. Crosby (25 plus years licensed attorney)  
 17           Troy S. Fox, Esq. (3 year licensed attorney)

18           Paralegal                   \$ 150 per hour  
 19           Cindy L. Kangas, Legal Assistant (25 years bankruptcy experience)

20           4. I performed the above-referenced services for a total fee of **\$1461.00**.

21           5. Additionally, I incurred actual and necessary expenses in the sum of  
 22           \$38.26.

23           6. I declare the following under penalty of perjury.

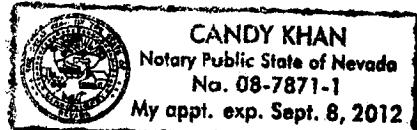
24           Further Affiant sayeth naught.



Troy S. Fox, Esq.

25           SUBSCRIBED and SWORN to before  
 26           me this 20 day of July, 2011.

27           Candy Khan  
 28           NOTARY PUBLIC in an for County of  
 29           Clark, State of Nevada



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6  
7 David M. Crosby, Esq.  
8 Nevada Bar #3499  
9 Troy S. Fox, Esq.  
10 Nevada Bar #11127  
11 CROSBY & ASSOCIATES  
12 711 South Eighth Street  
13 Las Vegas, Nevada 89101  
14 Phone: (702) 382-2600  
15 Attorneys for Debtor(s)

16 UNITED STATES BANKRUPTCY COURT  
17 DISTRICT OF NEVADA

18 \* \* \* \* \*

19 In the matter of:  
20 Andrew A. Miller

21 Case No. BK-11-14058-BAM  
22 Chapter 13

23 Debtor(s).

24 Date: August 25, 2011  
25 Time: 2:30 p.m.  
26 Trustee: Kathleen A. Leavitt

27 **ORDER GRANTING APPLICATION FOR COMPENSATION OF ATTORNEY FEES**  
28 **AND REIMBURSEMENT OF EXPENSES**

29 This matter having come on for hearing on the 25<sup>th</sup> day of August, 2011, the  
30 Court noting that proper notice was given on the **Application for Compensation of**  
31 **Attorney Fees and Reimbursement of Expenses**, and based upon the papers and  
32 pleadings on file herein, the Application, the oral arguments of Counsel, and good cause  
33 appearing:

1           THIS COURT HEREBY ORDERS as follows:

2           **The Application for Compensation of Attorney Fees and Reimbursement of**  
3           **Expenses** is hereby APPROVED;

4           IT IS FURTHER ORDERED that the Trustee is authorized to pay from the above-  
5           captioned bankruptcy estate, attorney's fees for professional services rendered by  
6           Debtor's Counsel as outlined in the Application, in the amount of \$1,461.00 for  
7           Attorney's Fees and \$38.26 in Expenses for a Total Amount of \$1,499.26;

8           IT IS FURTHER ORDERED that the above-referenced Fees and Expenses are  
9           to be paid to the law firm of CROSBY & ASSOCIATES, 711 South Eighth Street, Las  
10           Vegas, Nevada 89101;

11           IT IS FURTHER ORDERED that the Fees and Expenses shall disburse only  
12           upon Confirmation, Conversion or Dismissal of this case;

13           IT IS SO ORDERED.

14           Submitted By:

15           CROSBY & ASSOCIATES



16  
17  
18           David M. Crosby, Esq.  
19           Nevada Bar #3499  
20           Troy S. Fox, Esq.  
21           Nevada Bar #11127  
22           CROSBY & ASSOCIATES  
23           711 South Eighth Street  
24           Las Vegas, Nevada 89101  
25           Attorneys for Debtor(s)

26           Approved/Disapproved

27  
28           Kathleen A. Leavitt  
29           Chapter 13